

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF NORTH CAROLINA  
DURHAM DIVISION

In re:

**TERRENCE O'BRIEN TIPPIT**

S.S. No.: xxx-xx-7679

Mailing Address: PO BOX 52622, Durham, NC 27717-

**Case No. 10-81083**

Debtor.

**NOTICE TO CREDITORS AND PROPOSED PLAN**

The Debtor has filed for relief under Chapter 13 of the United States Bankruptcy Code on June 21, 2010.

The filing automatically stays collection and other actions against the Debtor, Debtor's property and certain co-debtors. If you attempt to collect a debt or take other action in violation of the bankruptcy stay, you may be penalized.

Official notice will be sent to creditors, which will provide the name and address of the Trustee, the date and time of the meeting of creditors, and the deadline for objecting to the plan. The official notice will include a proof of claim form.

A creditor must timely file a proof of claim with the Trustee in order to receive distributions under the plan. The Trustee will mail payments to the address provided on the proof of claim unless the creditor provides another address in writing for payments. If the claim is subsequently assigned or transferred, the Trustee will continue to remit payment to the original creditor until a formal notice of assignment or transfer is filed with the Court.

Attached is a copy of the Debtor's proposed Chapter 13 Plan consisting of 2 documents entitled: (1) Chapter 13 Plan and (2) Ch. 13 Plan - Debts Sheet (Middle). This is the same Plan that has already been filed with the Court.

Dated: July 1, 2010

**LAW OFFICES OF JOHN T. ORCUTT, P.C.**

/s John T. Orcutt

John T. Orcutt  
N.C. State Bar No. 10212  
Counsel for the Debtor  
6616-203 Six Forks Rd.  
Raleigh, N.C. 27615  
Tel. No. (919) 847-9750

circular.wpt (rev. 5/17/09)

**CH. 13 PLAN - DEBTS SHEET**  
(MIDDLE DISTRICT - DESARDI VERSION)

**RETAIN COLLATERAL & PAY DIRECT OUTSIDE PLAN**

Retain	Creditor Name	Sch D #	Description of Collateral
	N/A		

**ARREARAGE CLAIMS**

Retain	Creditor Name	Sch D #	Arrearage Amount	(See †)
	N/A			**
				**
				**
				**
				**
				**
				**
				**
				**

Date: **6/17/10**

Lastname-SS#: **Tippit-7679**

**SURRENDER COLLATERAL**

Creditor Name	Description of Collateral
N/A	

**REJECTED EXECUTORY CONTRACTS/LEASES**

Creditor Name	Description of Collateral
N/A	

**LTD - DOT ON PRINCIPAL RESIDENCE & OTHER LONG TERM DEBTS**

Retain	Creditor Name	Sch D #	Monthly Contract Amount	Int. Rate	Adequate Protection	Minimum Equal Payment	Description of Collateral
				N/A	n/a		
				N/A	n/a		
				N/A	n/a		
				N/A	n/a		

**STD - SECURED DEBTS  $\alpha$  FMV**

Retain	Creditor Name	Sch D #	FMV	Int. Rate	Adequate Protection	Minimum Equal Payment	Description of Collateral
	N/A			5.00			
				5.00			
				5.00			
				5.00			

**STD - SECURED DEBTS  $\alpha$  100%**

Retain	Creditor Name	Sch D #	Payoff Amount	Int. Rate	Adequate Protection	Minimum Equal Payment	Description of Collateral
	Hart Acquisitions & Finance	1	\$3,200	5.00		\$127.88	1993 Honda Accord LX
				5.00			
				5.00			
				5.00			
				5.00			

**ATTORNEY FEE (Unpaid part)**

**Amount**

Law Offices of John T. Orcutt, P.C. **\$2,800**

**SECURED TAXES**

**Secured Amt**

IRS Tax Liens

Real Property Taxes on Retained Realty

**UNSECURED PRIORITY DEBTS**

**Amount**

IRS Taxes **\$1,240**

State Taxes

**\$985**

Personal Property Taxes

**\$609**

Alimony or Child Support Arrearage

CO-SIGN PROTECT (Pay 100%) **Int.%** **Payoff Amt**

All Co-Sign Protect Debts (See\*)

**GENERAL NON-PRIORITY UNSECURED**

**Amount\*\***

DMI= **None(\$0)** None(\$0)

**PROPOSED CHAPTER 13 PLAN PAYMENT**

\$ **\$268** per month for **36** months, then

\$ **N/A** per month for **N/A** months.

Adequate Protection Payment Period: **11.13** months.

Sch D # = The number of the secured debt as listed on Schedule D.

Adequate Protection = Monthly 'Adequate Protection' payment amt.

\* = May include up to 2 post-petition payments.

\* Co-sign protect on all debts so designated on the filed schedules.

\*\* = Greater of DMI x ACP or EAE (Page 4 of 4)

Ch13Plan\_MD\_(DeSardi Version 1/12/10) © LOJTO

**Other Miscellaneous Provisions**

Plan to allow for 3 "waivers".

## **CERTIFICATE OF SERVICE**

I, WILLIAM MCDONALD, the undersigned, certifies that a copy of the foregoing **NOTICE TO CREDITORS AND PROPOSED PLAN** was served by automatic electronic noticing upon the following Trustee:

Richard M. Hutson, II  
Chapter 13 Trustee

and was also served by first class U.S. mail, postage prepaid, to the following parties at their respective addresses:

**All the creditors set forth on the mailing matrix filing in this case.**

/s WILLIAM MCDONALD  
WILLIAM MCDONALD

North Carolina Department of Revenue c/o NC Department of Justice Post Office Box 629 Raleigh, NC 27602-0629	Internal Revenue Service (ED)** Post Office Box 21126 Philadelphia, PA 19114-0326	Focus Receivables Management 1130 Northchase Parkway, Ste 1 Marietta, GA 30067
Employment Security Commission Attn: Benefit Payment Control Post Office Box 26504 Raleigh, NC 27611-6504	US Attorney's Office (ED)** 310 New Bern Avenue Suite 800, Federal Building Raleigh, NC 27601-1461	Hart Acquisitions & Finance Inc. 3100 N. Roxboro Road Durham, NC 27704
Credit Bureau Post Office Box 26140 Greensboro, NC 27402	American Honda Finance Corp. P.O. Box 105027 Atlanta, GA 30348-5027	Hart Finance 5209 Oak Park Road Raleigh, NC 27612
NC Child Support Centralized Collections Post Office Box 900006 Raleigh, NC 27675-9006	American Honda Finance Corporation 8601 McAlpine Park Drive Suite 230 Charlotte, NC 28211	Law Offices of John T. Orcutt 6616-203 Six Forks Road Raleigh, NC 27615
Equifax Information Systems LLC P.O. Box 740241 Atlanta, GA 30374-0241	Best Buy c/o Household Retail Services Post Office Box 15521 Wilmington, DE 19850-5521	North Carolina Department of Re c/o Reginald S. Hinton Post Office Box 25000 Raleigh, NC 27640-5000
Experian P.O. Box 2002 Allen, TX 75013-2002	Best Buy c/o Household Retail Services Post Office Box 5238 Carol Stream, IL 60197-5238	North Carolina Dept of Revenue* Post Office Box 1168 Raleigh, NC 27602-1168
Innovis Data Solutions Attn: Consumer Assistance P.O. Box 1534 Columbus, OH 43216-1534	Direct Merchants Bank Post Office Box 5250 Carol Stream, IL 60197-9641	Orchard Bank c/o HSBC Card Services Post Office Box 5222 Carol Stream, IL 60197-5222
Trans Union Corporation P.O. Box 2000 Crum Lynne, PA 19022-2000	Direct Merchants Bank Post Office Box 5241 Carol Stream, IL 60197-5241	Orchard Bank** c/o HSBC Card Services Post Office Box 80084 Salinas, CA 93912-0084
ChexSystems Attn: Consumer Relations 7805 Hudson Road, Ste. 100 Woodbury, MN 55125	Durham County Tax Collector Post Office Box 3397 Durham, NC 27701	SunTrust Recovery Department Post Office Box 85041 Richmond, VA 23285-5041

SunTrust Bank  
Post Office Box 85160  
Richmond, VA 23285-5160

Verizon Wireless  
Post Office Box 105378  
Atlanta, GA 30348

Verizon Wireless  
Post Office Box 660108  
Dallas, TX 75266-0108